IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.160 OF 2006
IN
SUMMONS FOR JUDGMENT NO.928 OF 2004
IN
SUMMARY SUIT NO.2407 OF 2004

M/s.Ampson Engineering Pvt. Ltd. ..Plaintiffs.
Vs.
Bharat Heavy Electrical Ltd. & Ors. ..Defendants.

Mr.A.R.Bapat for the Plaintiffs.
Mr.M.G.Gawde for Defendant Nos.1 and 2.

CORAM : S.J. VAZIFDAR, J.
CORAM : 7TH OCTOBER, 2006

P.C. :

The Plaintiff shall be permitted to withdraw the amounts deposited in Court together with interest that may have accrued thereon subject to the Plaintiff furnishing an unconditional, irrevocable, on demand, bank guarantee of a Nationalised Bank to the satisfaction of the Prothonotary and Senior Master.

2. Further, the bank guarantee shall also provide for the refund of the amounts, if so directed by the Court, with interest thereon at 18% per annum till payment and/or realisation. The rate of interest is ad-hoc and shall be subject to final orders.

Notice of Motion is accordingly disposed of.